

SENATE BILL 1317

By Bailey

AN ACT to amend Tennessee Code Annotated, Title 39;
Title 40 and Title 71, Chapter 6, relative to criminal
offenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-35-313(a)(1)(B)(i)(c), is amended
by deleting the subdivision and substituting instead:

(c) Is not seeking deferral of further proceedings for:

(1) A sexual offense;

(2) Financial exploitation of an elderly or vulnerable person, as prohibited
by § 39-15-502;

(3) Aggravated neglect of an elderly or vulnerable adult, as prohibited by
§ 39-15-508, or aggravated abuse of an elderly or vulnerable adult, as prohibited
by § 39-15-511; provided, however, that a healthcare provider, as defined in §
63-1-168, who commits such an offense in the course of the provider's official
duties and the offense was not committed intentionally, is not prohibited from
being a qualified defendant;

(4) Sexual exploitation of an elderly or vulnerable adult, as prohibited by
§ 39-15-512;

(5) Driving under the influence of an intoxicant, as prohibited by § 55-10-
401;

(6) Vehicular assault, as prohibited by § 39-13-106, prior to service of the
minimum sentence required by § 39-13-106; or

(7) A Class A or B felony;

SECTION 2. Tennessee Code Annotated, Section 40-35-313(a)(1)(B)(ii), is amended by deleting the language "As used in subdivision (a)(1)(B)(i)(c)" and substituting "As used in subdivision (a)(1)(B)(i)(c)(1)".

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.